

REMARKS

This Amendment is responsive to the final Office Action mailed February 3, 2009.

Applicant has amended claims 236, 248 and 252 above to cure formal defects raised by the Examiner in the final Office under 35 U.S.C. §101 (claims 248, 252), and under 35 U.S.C. §112, second paragraph (claim 236).

These amendments are being made to place the present application in better form for appeal and do not raise new issues as to patentability under Section 102 or Section 103. Accordingly, Applicant respectfully requests that this Amendment be entered by the Examiner.

Applicant is filing a second Notice of Appeal in this case concurrently herewith to appeal the final rejection of the claims on prior art grounds.

Respectfully submitted,

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